



State of Utah

Department of Natural Resources

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Division of Oil, Gas & Mining

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February 9, 2006

Brush Resources Inc.
C/O Alex Boulton
P.O. Box 815
Delta, Utah 84624

Subject: Review of Response to Division 2nd Review Comments, Brush Resources Inc., Topaz Mine, M/023/003, Juab County, Utah

Dear Mr. Boulton:

On February 2, 2006 the Division met with you, John Wagner, and Mr. Bob Bayer of JBR consultants. The outcome of this meeting was that additional information would be provided to complete the January 25, 2006 submittal.

This includes:

- Information on the slope stability for a highwall variance is to be submitted as an addendum.
- Maps will show that the roads that cross pits will be relocated.
- The map legend will provide a reference to the regulatory term "disturbed area".
- The revegetation and soils issues will be clarified in the plan.

The Division asks that any questions regarding these issues discussed in the meeting be directed to the appropriate review person at the Division, Paul Baker(801-538-5261)-soils issues, Doug Jensen(801-538-5382)-Highwalls, and Tom Munson(801-538-5321)- general permitting issues. Thank you for your cooperation.

Sincerely,

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:tm:jb

cc: Bob Bayer, JBR consultants

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